



08-1301

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Sector #

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Demond et al.

Serial No.: 09/764,774

Examiner: unknown

Filing Date: January 16, 2001

Group Art Unit: 3731

For: VASCULAR DEVICE FOR EMBOLI REMOVAL HAVING SUSPENSION
STRUT AND METHODS OF USE

Docket No.: 1001.1502113

TRANSMITTAL SHEETThe Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

<p>CERTIFICATE UNDER 37 C.F.R. 1.10 The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of: <u>EL799290937US</u>, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this <u>9</u> day of <u>August</u>, 2001.</p> <p>By <u>JoAnn Lindman</u> JoAnn Lindman</p>
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We are transmitting herewith the following:

- ☒ [X] Notice to File Missing Parts – Part 2
- ☒ [X] 7 sheet(s) of informal drawings.
- ☒ [X] Executed Declaration and Power of Attorney.
- ☒ [X] Revocation of Prior Powers of Attorney and Power of Attorney.
- ☒ [X] A check in the amount of \$ 130.00 is enclosed.
- ☒ [X] Request for a Two-Month Extension of Time.
- ☒ [X] A filing fee of \$390.00

09/764,774-0300

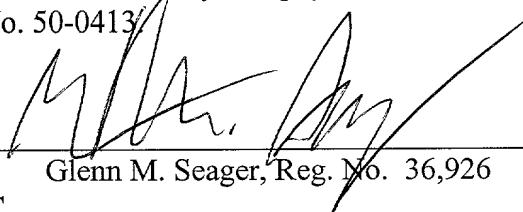


[X]

Postcard receipt.

Please charge any deficiencies or credit any overpayment in the enclosed fees to Deposit Account No. 50-0413

By:


Glenn M. Seager, Reg. No. 36,926

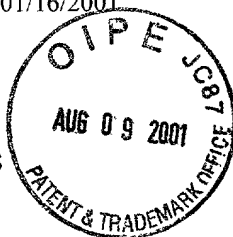
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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/764.774	01/16/2001	Jackson F. Demond	EPI-002

1473
FISH & NEAVE
1251 AVENUE OF THE AMERICAS
50TH FLOOR
NEW YORK, NY 10020-1105



1001.1502/B EPI-002
CONFIRMATION NO. 7452

FORMALITIES LETTER



OC000000005951185

Date Mailed: 04/09/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

A copy of this notice MUST be returned with the reply.

Joseph

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PART 2 - COPY TO BE RETURNED WITH RESPONSE

Figure 1 consists of 12 line graphs, labeled (a) through (l), arranged in a 6x2 grid. Each graph plots the growth of *E. coli* O157:H7 in ground beef, measured as log₁₀ CFU/g, against time in hours. The y-axis for all graphs ranges from 0 to 10, and the x-axis ranges from 0 to 24 hours. The graphs show different growth curves for various conditions, including control, different temperatures, and different concentrations of various compounds.

- (a) Control: Shows a typical growth curve starting at 0, reaching a plateau of approximately 8.5 log₁₀ CFU/g by 12 hours, and then slightly declining.
- (b) 4°C: Shows a very slow growth curve, reaching approximately 1.5 log₁₀ CFU/g by 24 hours.
- (c) 10°C: Shows a slow growth curve, reaching approximately 3.5 log₁₀ CFU/g by 24 hours.
- (d) 16°C: Shows a moderate growth curve, reaching approximately 6.5 log₁₀ CFU/g by 24 hours.
- (e) 22°C: Shows a rapid growth curve, reaching approximately 9.5 log₁₀ CFU/g by 12 hours.
- (f) 28°C: Shows a very rapid growth curve, reaching approximately 10 log₁₀ CFU/g by 6 hours.
- (g) 34°C: Shows a very rapid growth curve, reaching approximately 10 log₁₀ CFU/g by 2 hours.
- (h) 40°C: Shows a very rapid growth curve, reaching approximately 10 log₁₀ CFU/g by 1 hour.
- (i) 46°C: Shows a very rapid growth curve, reaching approximately 10 log₁₀ CFU/g by 0.5 hours.
- (j) 52°C: Shows a very rapid growth curve, reaching approximately 10 log₁₀ CFU/g by 0.25 hours.
- (k) 58°C: Shows a very rapid growth curve, reaching approximately 10 log₁₀ CFU/g by 0.125 hours.
- (l) 64°C: Shows a very rapid growth curve, reaching approximately 10 log₁₀ CFU/g by 0.0625 hours.